

## DECLARATION - USA PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled SIZING AND SHAPING DEVICE FOR TREATING CONGESTIVE HEART FAILURE; the specification of which was filed on April 16, 2004 as Application Serial No. 10/826,028.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim the benefit under Title 35, United States Codes § 119(e) of any United States provisional applications listed below.

Application No.:	Filing Date:
60/286,269	April 24, 2001
60/300,892	June 25, 2001
60/302,255	June 28, 2001
60/466,653	April 29, 2003
60/485,568	June 7, 2003
60/488,292	July 18, 2003
60/499,946	September 2, 2003
60/500,762	September 4, 2003
60/512,293	October 17, 2003
60/518,270	November 5, 2003
60/534,514	January 5, 2004

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States applications listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application(s)

Application No.:	Filing Date:	Status:
10/127,714	April 23, 2001	Pending
10/183,396	June 28, 2002	Issued
10/244,659	April 23, 2003	Pending
10/785,486	February 17, 2004	Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements

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were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Russell A. Houser**

Inventor's signature 

Date 8/10/04

Residence: 1787 Verdite Street, Livermore, CA 94550

Citizenship: United States of America

Post Office Address: same as above

Full name of second inventor: **Arthur A. Bertolero**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: 155 Sunhaven Road, Danville, CA 94506

Citizenship: United States of America

Post Office Address: same as above

Full name of third inventor: **Lon Annest, M.D.**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: 2423 North 31<sup>st</sup> Street, Tacoma, WA 98407

Citizenship: United States of America

Post Office Address: same as above

Full name of fourth inventor: **Bill Hare**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: \_\_\_\_\_, Princeton, NJ \_\_\_\_\_

Citizenship: United States of America

Post Office Address: same as above

Page 2

Attorney's Docket No. CHFT.001A

were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Russell A. Houser**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: 1787 Verdite Street, Livermore, CA 94550

Citizenship: United States of America

Post Office Address: same as above

Full name of second inventor: **Arthur A. Bertolero**

Inventor's signature 

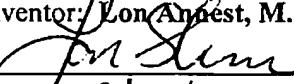
Date 8/12/04

Residence: 155 Sunhaven Road, Danville, CA 94506

Citizenship: United States of America

Post Office Address: same as above

Full name of third inventor: **Lon Amest, M.D.**

Inventor's signature 

Date 8/13/04

Residence: 2423 North 31<sup>st</sup> Street, Tacoma, WA 98407

Citizenship: United States of America

Post Office Address: same as above

Full name of fourth inventor: **Bill Hare**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: \_\_\_\_\_, Princeton, NJ \_\_\_\_\_

Citizenship: United States of America

Post Office Address: same as above

were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

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Full name of first inventor: **Russell A. Houser**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: **1787 Verdite Street, Livermore, CA 94550**

Citizenship: **United States of America**

Post Office Address: **same as above**

Full name of second inventor: **Arthur A. Bertolero**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: **155 Sunhaven Road, Danville, CA 94506**

Citizenship: **United States of America**

Post Office Address: **same as above**

Full name of third inventor: **Lon Annest, M.D.**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: **2423 North 31<sup>st</sup> Street, Tacoma, WA 98407**

Citizenship: **United States of America**

Post Office Address: **same as above**

Full name of fourth inventor: **Bill Hare**

Inventor's signature *Bill Hare*

Date *August 17, 2004*

Residence: *3 Anderson Lane*, Princeton, NJ *08540*

Citizenship: **United States of America**

Post Office Address: **same as above**

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Full name of fifth inventor: *Tamer* **Tammer Ibrahim**

Inventor's signature *[Signature]*

Date 8/12/04

Residence: 7 Embarcadero West, Apt. 115, Oakland, CA 94607

Citizenship: United States of America

Post Office Address: same as above

Full name of sixth inventor: *Steve Geyster* **Steve Geyster**

Inventor's signature *[Signature]*

Date 8/16/04

Residence: 50 Canton Avenue, Milton, MA 02186

Citizenship: United States of America

Post Office Address: same as above

Full name of seventh inventor: **Wendel Smith, M.D.**

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: 3015 North 33<sup>rd</sup> Street, Tacoma, WA 98407

Citizenship: United States of America

Post Office Address: same as above

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Attorney's Docket No. CHFT.001A

Full name of fifth inventor: Tammer Ibrahim

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: 7 Embarcadero West, Apt. 115, Oakland, CA 94607

Citizenship: United States of America

Post Office Address: same as above

Full name of sixth inventor: Steve Geyser

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence: 50 Canton Avenue, Milton, MA 02186

Citizenship: United States of America

Post Office Address: same as above

Full name of seventh inventor: Wendel Smith, M.D.

Inventor's signature Wendel J. Smith

Date 8-17-04

Residence: 3015 North 33<sup>rd</sup> Street, Tacoma, WA 98407

Citizenship: United States of America

Post Office Address: same as above

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